## REMARKS

This application was filed with claims 1-38. Claims 39-75 were added by previous amendment. Claims 1-38, 63-65, and 67-74 have been withdrawn by the Examiner as being directed to a non-elected invention. Claims 1-54 and 61-75 have been canceled herein, without prejudice. No new claims have been added herein. No claim has been amended herein. Therefore, claims 55-60 are pending.

***Canceled claims***

In order to expedite prosecution and allowance of claims 55-60, claims 1-54 and 61-75 have been canceled herein without prejudice. Applicants expressly reserve the right to pursue the subject matter of claim 1-54 and 61-75 in one or more continuation and/or divisional applications.

***Claim Rejections under 35 U.S.C. § 112***

The Office Action has rejected claims 39-45, 45-51, 53, and 54 under 35 U.S.C. § 112, first paragraph, as allegedly failing to comply with the Written Description requirement. While Applicants do not agree that any of the pending claims is not adequately described in the application as filed, in view of the instant amendments, this rejection is obviated. Applicants assert that claims 55-60 are fully described in the application as filed. Thus, this rejection is overcome.

The Office Action has also rejected claims 39-54, 61, 62, 66, and 75 under 35 U.S.C. § 112, first paragraph, as failing to comply with the Enablement requirement. While Applicants do not agree that any of the pending claims is not sufficiently enabled by the application as filed, in view of the instant amendments, this rejection is obviated. Applicants assert that claims 55-60 are fully enabled by the application as filed. Thus, this rejection is overcome.

The Office Action has also rejected claims 39 and 41-54 under 35 U.S.C. § 112, second paragraph, as indefinite with respect to the following language: "N is the nitrogen atom of a primary or secondary amine or an amide." While Applicants do not agree that any of the

pending claims is indefinite, in view of the instant amendments, this rejection is obviated. Applicants assert that claims 55-60 are definite. Thus, this rejection is overcome.

***Claim Rejections under 35 U.S.C. § 102(b)***

The Office Action has rejected one or more of claims 39, 41-43, 46-47, and 54 under 35 U.S.C. § 102(b) as allegedly anticipated by one or more of Ovalle *et al.*, Wunder *et al.*, Ohnishi *et al.*, and Tarjanyi *et al.* While Applicants do not agree that any of the pending claims is anticipated by the cited references, in view of the instant amendments, this rejection is obviated. Applicants assert that claims 55-60 are not taught in, or suggested by, the cited references. Thus, this rejection is overcome.

***Double Patenting***

The Office Action has rejected claims 39-55, 58, 61-62, 66, and 75 on the ground of nonstatutory obviousness-type double patenting over claim 9 of United States Patent No. 6,548,484 in that "[a]lthough the conflicting claims are not identical, they are non patentably distinct from each other." *See* Office Action mailed November 16, 2006, page 8. While Applicants do not agree that any of the pending claims is obvious in view of claim 9 of the '484 patent, this rejection is obviated with respect to claims 39-54, 61-62, 66, and 75.

While Applicants do not agree that either of claims 55 and 58 is obvious in view of claim 9 of the '484 patent, in order to expedite prosecution, a terminal disclaimer is enclosed herewith. Therefore, this rejection is overcome.

***Inventorship***

As claims 1-54 and 61-75 have been canceled herein, without prejudice, only claims 55-60 are pending. Thus, inventor John S. Sundsmo's invention(s) is/are no longer being claimed in the present application; the correct inventorship entity is Samuel T. Christian. In order to address this change, a Request for Correction of Inventorship under 37 C.F.R. § 1.48(b) is enclosed herewith.

***Allowable Subject Matter***

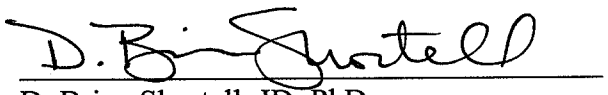
The Office Action concedes that claims 55-60 "appear to be free of the art." *See* Office Action mailed November 16, 2007, page 8. In view of the amendments made herein (*e.g.*, cancellation of claims 1-54 and 61-75) and the terminal disclaimer enclosed herewith, Applicants assert that the present application is in condition for allowance.

## CONCLUSION

In light of the above amendments and arguments, the claims are believed to be allowable, and Applicant respectfully requests notification of same. The Examiner is invited and encouraged to directly contact the undersigned if such contact may enhance the efficient prosecution of the application to issuance.

A three-month statutory period was set for response, nominally ending February 16, 2007. Also enclosed herewith is a Request for Three-Month Extension of Time, which extends the due date to May 16, 2007. Therefore, this paper is timely. Payment in the amount of $705.00 (reflecting the $65.00 fee under 37 C.F.R. § 1.20(d) for a terminal disclaimer for a small entity, the $130.00 fee under 37 C.F.R. § 1.17(i) for a Request for Correction of Inventorship, and $510.00 fee for the Request for Three-Month Extension of Time for a small entity) is enclosed herewith. No further fee is believed due. However, the Commissioner is hereby authorized to charge any fees that may be required or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,
NEEDLE & ROSENBERG, P.C.



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